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DFW

Docket No. 124155-2 (14049US02)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION OF:

Kienzle III

SERIAL NO.: 09/683,104

FILED: 11/19/2001

FOR: Enhanced Graphic Features for Computer  
Assisted Surgery System

ART UNIT: 3737

EXAMINER: Shaw, Shawna Jeannine

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited, with sufficient postage, with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on January 27, 2005.

By: 

Joseph M. Butscher  
Reg. No. 48,326

**STATEMENT OF SUBSTANCE OF INTERVIEW**

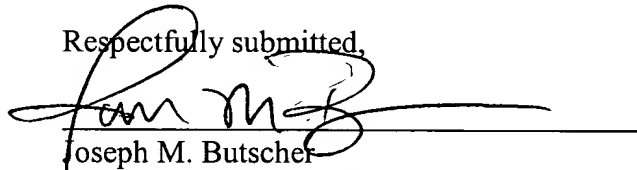
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Examiner Shaw:

On January 4, 2005, the Applicant, through the undersigned, agreed to the Examiner's proposal to cancel claims 1-3 and non-elected claims 9-17 for the purpose of expediting prosecution. The Applicant still respectfully submits that claims 1-3 are not rendered unpatentable by the Kienzle '902 patent. The Applicant reserved the right to pursue claims 1-3 in a continuing application and claims 9-17 in a divisional application.

Respectfully submitted,

Dated: January 27, 2005

  
Joseph M. Butscher

Registration No. 48,326

Attorney for Applicant

McANDREWS, HELD & MALLOY, LTD.

500 West Madison Street, 34th Floor

Chicago, Illinois 60661

Telephone (312) 775-8000

Facsimile (312) 775-8100